

## UNITED STATES DISTRICT COURT

Northern District of California

San Francisco Division

CLIC GOOGLES,

No. C 11-06369 LB

Plaintiff,

v.

**ORDER TO SHOW CAUSE RE:  
FAILURE TO PROSECUTE AND  
FAILURE TO RESPOND TO  
PREVIOUS ORDER TO SHOW  
CAUSE**

ISABEL GUGYELA, et al.,

Defendants.

Plaintiff filed a complaint against Defendants on December 16, 2011. Complaint, ECF No. 1. Under Federal Rule of Civil Procedure 4(m), a plaintiff normally has 120 days from the filing of the complaint to serve the complaint and summons on a defendant. Fed. R. Civ. P. 4(m). This means that in this case Plaintiff had until April 16, 2012 to serve Defendants. Fed. R. Civ. P. 4(m), 6(a)(1)(C). To date, Plaintiff has filed no proof that Defendants have been served. *See generally* Docket.

The court previously ordered Plaintiff to show cause by October 1, 2012 why this case should not be dismissed without prejudice for failure to prosecute. First Order to Show Cause, ECF No. 8. Plaintiff never responded to the court's order.

Accordingly, the court **ORDERS** Plaintiff to show cause why this action should be dismissed for failure to prosecute and **ORDERS** Plaintiffs' counsel to show cause why he should not be sanctioned for failing to comply with the court's previous order to show cause. Plaintiff and its counsel **SHALL** do so by filing a written response no later than Thursday, January 17, 2013. The

1 court **SETS** a show cause hearing for Thursday, February 7, 2013 at 11:00 a.m. in Courtroom C,  
2 15th Floor, United States District Court, 450 Golden Gate Avenue, San Francisco, California,  
3 94102.

4 **IT IS SO ORDERED.**

5 Dated: January 7, 2013



6 LAUREL BEELER  
7 United States Magistrate Judge  
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